

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

MICHAEL SUBENKO.

PETITIONER,

v.

COMMONWEALTH OF MASSACHUSETTS,
BROCKTON DISTRICT ATTORNEY'S OFFICE.

RESPONDENTS,

MOTION FOR APPOINTMENT OF COUNSEL

PLAINTIFF, HEREBY MOVES THIS COURT FOR AN ORDER APPOINTING COUNSEL TO REPRESENT HIM IN THE ABOVE-ENTITLED ACTION. AS GROUNDS THEREFORE, PLAINTIFF STATES THAT HE IS INDIGENT, HAS FILED AN APPLICATION TO PROCEED WITHOUT PRE-PAYMENT OF FEE'S AND AFFIDAVIT. IS CURRENTLY CONFINED IN A SEGREGATION UNIT AT M.C.F. NORFOLK, STATE PRISON, S.M.U. CII, 332 P.O. BOX 43, 2 CLARK STREET, NORFOLK, MASSACHUSETTS, 02056-0043, AND IS UNABLE TO AFFORD PRIVATE COUNSEL. IN SUPPORT OF THIS MOTION, THE PLAINTIFF ATTACHES HIS AFFIDAVIT, WHICH HE INCORPORATES BY REFERENCE.

WHEREFORE, THE PLAINTIFF PRAYS THAT THIS MOTION IS ALLOWED.

DATED: December 21, 2003RESPECTFULLY SUBMITTED:
PRO-SE,

Michael Subenko #1-65567
MICHAEL SUBENKO #1-65567,
M.C.F., NORFOLK,
P.O. Box 43
NORFOLK, MA 02056-0043.

SCANNED

DATE: 1/17/04BY: T.C.M.